



**The following constitutes  
the order of the court. Signed March 3, 2017**

Attorneys for Plaintiff/Creditor  
**FRANK DEL CARLO**

**M. Elaine Hammond  
U.S. Bankruptcy Judge**

UNITED STATES BANKRUPTCY COURT  
NORTHERN DISTRICT OF CALIFORNIA  
SAN JOSE DIVISION

In re  
GREGORY A. DEL CARLO and TRACY L.  
DEL CARLO,  
Debtors

Case No. 16-52268-MEH

FRANK DEL CARLO and LOUIS DEL CARLO.

Adversary Proceeding No. 16-05084

## **ORDER DENYING DEFENDANTS' MOTION TO DISMISS**

Plaintiffs,  
vs.  
GREGORY A. DEL CARLO and TRACY L.  
DEL CARLO,  
Defendants.

Date: February 27, 2017  
Time: 11:00 a.m.  
Courtroom: 3020  
Judge: Hon. M. Elaine Hammond

The motion of debtors Gregory A. Del Carlo and Tracy L. Del Carlo (the "Debtors/Defendants") to dismiss the Adversary Proceeding of Creditors Frank and Louis Del Carlo (the "Creditors/Plaintiffs") came on regularly for hearing at the above date and time. Justin S. Draa appeared on behalf of Creditor/Plaintiff Frank Del Carlo, Peter Spurzem appeared on behalf of Creditor/Plaintiff Louis Del Carlo, and Stanley Zlotoff appeared on

behalf of the Debtors/Defendants. The Court, having reviewed the papers filed in support of and in opposition to the motion, and having heard the arguments of counsel, HEREBY ORDERS AS FOLLOWS:

For the reasons stated on the record by the Court, which reasons are hereby incorporated, Debtors/Defendants' Motion to Dismiss is DENIED.

\*\* END OF ORDER \*\*

## COURT SERVICE LIST

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